

PETER SZANTO 503-610-0865
P.O. Box 4614
Portland OR 97208

UNITED STATES BANKRUPTCY COURT
PORTLAND, OREGON

2017 MAY - 1 PM 1:16

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United States Bankruptcy Court

in and for the District of OREGON

1001 SW 5th Av., Portland OR 97204

In Re Peter Szanto, Debtor

Adversarial # 16-ap-3114

core case:16-bk-33185-pcm11

Peter Szanto, Plaintiff

vs.

Evye Szanto, et al,

Defendants

Counter-Defendant's Answer

Hon. Judge McKittrick

Comes now counter-defendant in answer to counter-plaintiff's claims.

A. Wrongful Initiation of Civil Proceedings

1. Denials

Counter-defendant, in good faith, generally denies all of the allegations in the "Wrongful Initiation of Civil Proceedings" pleading — including, but not limited to, upon jurisdictional grounds. Certain allegations while appearing to be seemingly true are denied upon the basis that they factually misstate the truth of events.

16-ap-3114

Answer ===== 4-19-2017- pg. 1

1
2 Based on counter-plaintiff's non-specific, vague and ambiguous
3 allusion to "numerous duplicative lawsuits" counter-defendant lacks all
4 knowledge and information to what counter-plaintiffs refer and thereupon
5 denies any and all such allegations.

6
7 Counter-defendant is without information that he "has admitted in
8 the past that the claims he advances in the Amended complaint would be
9 barred by applicable statutes of limitation if the previous lawsuits were
10 dismissed." Counter-defendant is unaware and denies ever having made
11 such a statement. If, in fact, such a statement were made by counter-
12 defendant, counter-defendant mis-spoke or was mis-heard.

13
14 Counter-defendant is without sufficient knowledge and information as
15 to which "previous lawsuits" are referenced by counter-plaintiffs and
16 thereupon denies any and all such allegations.

17 Counter-defendant affirms that all of his claims against the counter-
18 plaintiffs have legal and factual merit.

19
20 Counter-defendant affirms that all of his claims against the counter-
21 plaintiffs are brought in the best of good faith.

22
23 Counter-defendant denies that all of his claims against the counter-
24 plaintiffs are brought to harass and / or intimidate the defendants.

1
2 Counter-defendant denies that he "has recently transitioned his use
3 of meritless litigation to federal district and bankruptcy court."
4
5

6 **2. Affirmative Defenses**
7

8 Pursuant to the U.S. Constitution, counter-defendant has done
9 nothing more than exercise his rights to redress his grievances against
10 the counter-plaintiffs.

11 Counter-plaintiffs actions have intentionally and improperly subjected
12 counter-defendant to extreme financial hardship and physical duress and
13 emotional anguish. All actions taken by counter-defendant were justified
14 because counter-defendant was merely protecting himself from financial
15 hardship and physical duress and emotional anguish and did merely those
16 things allowed by law to protect himself.

17
18 **B. Injunction; Vexatious Litigant Designation, etc**
19

20
21 **1. Denials**
22

23 Counter-defendant specifically denies that he "has engaged in a
24 lengthy and abusive pattern of litigation."

1
2 Counter-defendant, in good faith, generally denies all of the
3 allegations in the "Wrongful Initiation of Civil Proceedings" pleading —
4 including, but not limited to, upon jurisdictional grounds. Certain allegations
5 while appearing to be seemingly true are denied upon the basis that they
6 factually misstate the truth of events.

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7

8 Counter-defendant denies that he "has recently transitioned his use
9 of meritless litigation to federal district and bankruptcy court."
10
11

12 **2. Affirmative Defenses**
13

14 Pursuant to the affirmation of civil rights in the U.S. Constitution,
15 counter-defendant has done nothing more than exercise his rights to
16 redress his grievances against the counter-plaintiffs.
17

18 Counter-plaintiffs actions have intentionally and improperly subjected
19 counter-defendant to extreme financial hardship and physical duress and
20 emotional anguish. All actions taken by counter-defendant were justified
21 because counter-defendant was merely protecting himself from financial
22 hardship and physical duress and emotional anguish and did merely those
23 things allowed by law to protect himself.
24

DATED 4/26/17

/s/

Peter Szanto

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2 **Proof of Service**
3

4 My name is Susan Bier, I am over 21 years of age and not a party
5 to the within action. My business address is PO Box 4614, Portland OR
6 97208. On the date indicated below, I personally served the within:
7

8 **Answer** by e-mail to Mr. Olsen and Mr. Henderson at:
9

10 nhenderson@portlaw.com
11

12 I declare under penalty of perjury under the laws of the United States
13 that the foregoing is true and correct. Signed at Portland OR.
14

15 Dated 4-26-2017 1st Susan Bier
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